



Docket No.: INSIG1.007AUS

App. No.: 10/620300

November 15, 2005

Page 1 of 2

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Please Direct All Correspondence to Customer Number **20995**

Applicant : Ke-Li Wu, et al.
App. No : 10/620,300
Filed : July 14, 2003
For : WAVEGUIDE TO LAMINATED
WAVEGUIDE TRANSITION AND
METHODOLOGY

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

November 15, 2005

(Date)

Daniel E. Altman

Daniel E. Altman, Reg. No. 34,115

11/25/2005 HDEMESS1 00000021 111410 10620300

01 FC:1452 500.00-DA

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO REVIVE PATENT THAT WAS UNAVOIDABLY ABANDONED
AND
PETITION TO WAIVE PETITION FEE

Dear Madam or Sir:

This petition is filed under rule 37 C.F.R. § 1.137(a). The Applicants petition the Commissioner to revive U.S. Patent Application No. 10/662,300 and grant a patent thereon. Applicants recently became aware that a Notice of Allowance was issued for this application on June 17, 2005. However, the Notice of Allowance was mailed to an incorrect address. The Applicant only became aware of the notice of allowance after conducting a recent status check in PAIR.

Applicants filed an Amendment in the present application on March 18, 2005. Filed concurrently with the Amendment was a document that revoked and changed the power attorney for the Application and requested an address change to Customer No. 20,995. Because the Applicants' attorney was concerned that the change of address might be overlooked, the Applicants' attorney notated on the Amendment transmittal sheet in a very large font that a power of attorney document with a change of address was included. In addition, Applicant underlined the words "CHANGE OF ADDRESS TO CUSTOMER NO. 20,995." Attached hereto as Exhibit 1 is a copy of the transmittal letter and the power of attorney document.

Applicants respectfully request that the change of address be entered at this time.

11/22/2005 HDEMESS1 00000053 111410 10620300

01 FC:2453 750.00-DA

11/25/2005 HDEMESS1 00000022 111410 10620300

01 FC:2452 250.00 DA

Please Direct All Correspondence to Customer Number **20995**

Notwithstanding the very large font and the underlined words, the change of address appears not to have been entered. As a result, the Notice of Allowance for the application was sent to an incorrect address, and the Applicant was not aware that a response was due for the Application. The Application went abandoned on September 17, 2005. In view of the foregoing facts, the entire delay between that date and the filing of the petition was unavoidable.

A copy of the required response in the form of a completed Form PTOL-85 downloaded from PAIR and the required fee is attached hereto. A check in the amount of \$1030 is included to cover the issue and publication fee of \$1000 and an advance order of ten copies of the printed patent.

It is the Applicants' position that the application went abandoned as a result of the PTO error in not entering the change of address. Accordingly, Applicant petitions under 37 CFR § 1.183 for the PTO to waive the requirement for the petition fee under § 1.17(l). However, if Applicant's petition under 37 CFR § 1.183 cannot be granted, the commissioner is authorized to charge Deposit Account Number 11-1410 for the petition fee under § 1.17(l).

If for any reason, the petition under 37 CFR § 1.137(a) cannot be granted, the Applicants request that the present petition be treated as a petition under 37 CFR § 1.137(b), as the entire delay in filing the required reply from the due date for the reply until the filing of the present petition was clearly unintentional. Should it be deemed necessary, the commissioner is authorized to charge Deposit Account Number 11-1410 for the petition fee under § 1.17(m).

The Commissioner is also authorized to charge any other required fees or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,
KNOBBE MARTENS OLSON & BEAR LLP



Daniel E. Altman
Registration No. 34,115
Attorney of Record
Customer No. 20,995
949-760-0404

Dated: November 15, 2005

Please Direct All Correspondence to Customer Number 20995

AMENDMENT / RESPONSE TRANSMITTAL

Applicant : Ke-Li Wu, et al.
App. No : 10/620,300
Filed : July 14, 2003
For : WAVEGUIDE TO LAMINATED
WAVEGUIDE TRANSITION AND
METHODOLOGY
Examiner : Lee, Benny T.
Art Unit : 2817

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

March 18, 2005

(Date)
Daniel E. Altman
Daniel E. Altman, Reg. No. 34,115

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

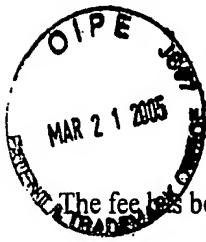
Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

- (X) Amendment in 12 pages.
- (X) Substitute Specification in 21 pages.
- (X) Red-lined version of specification in 22 pages

(X) **REVOCATION AND POWER OF
ATTORNEY (with copy of
Assignment) INDICATING
CHANGE OF ADDRESS TO
CUSTOMER NO. 20,995**

Please Direct All Correspondence to Customer Number 20995



The fee has been calculated as shown below:

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Total Claims	37 - 42 =	1202 (\$50)	0 x 50 =	\$0
Independent Claims	3 - 3 =	1201 (\$200)	0 x 200 =	\$0
Multiple Claim		1203 (\$360)		\$0
1 Month Extension		1251 (\$120)		\$
2 Month Extension		1252 (\$450)		\$
3 Month Extension		1253 (\$1,020)		\$1020
			TOTAL FEE DUE	\$1020

- (X) An extension of time is hereby requested by payment of the appropriate fee indicated above.
- (X) A check in the amount of \$1020 is enclosed.
- (X) Return prepaid postcard.
- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Daniel E. Altman
Registration No. 34,115
Attorney of Record
Customer No. 20,995
(949) 760-0404



INSIG1.007AUS

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Ke-Li Wu, et al.)	Group Art Unit 2817
)	
App. No.	:	10/620,300)	
)	
Filed	:	July 14, 2003)	
)	
For	:	WAVEGUIDE TO LAMINATED)	
		WAVEGUIDE TRANSITION AND)	
		METHODOLOGY)	
)	
Examiner	:	Unknown)	
)	

ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION
AND
REVOCATION AND POWER OF ATTORNEY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The undersigned is empowered to act on behalf of the assignee below (the "Assignee"). A true copy of the original Assignment of the above-captioned application from the inventors to the Assignee is attached hereto. This Assignment represents the entire chain of title of this invention from the Inventors to the Assignee.

I declare that all statements made herein are true, and that all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that willful, false statements may jeopardize the validity of the application, or any patent issuing thereon.

The undersigned hereby revokes any previous powers of attorney in the subject application, and hereby appoints the registrants of Knobbe, Martens, Olson & Bear, LLP, 2040

App. No. : 10/620,300
Filed : July 14, 2003

Main Street, Fourteenth Floor, Irvine, California 92614, Telephone (949) 760-0404, Customer No. 20,995, as its attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected herewith. This appointment is to be to the exclusion of the inventor(s) and his attorney(s) in accordance with the provisions of 37 C.F.R. § 3.71.

Please use Customer No. 20,995 for all communications.

THE CHINESE UNIVERSITY OF HONG KONG

Dated: 2.2.2005

By: 

Name: Ms. NGAN, Alice Man Wai

Title: Director, Research and Technology
Administration Office

Address: Shatin, N.T. Hong Kong SAR, China

COPY

COPY

for POA
not for recordation

ASSIGNMENT OF INVENTION AND PATENT APPLICATION

Whereas, (1) Ke-Li WU, (2) Yong HUANG☐ and additional inventor(s) whose names and signatures appear on a separate sheet,

hereinafter referred to as "Assignors", are the inventors of the invention described and set forth in the below-identified application for United States (U.S.) Patent:

WAVEGUIDE TO LAMINATED WAVEGUIDE TRANSITION AND METHODOLOGY(check one) ☒ filed on July 14, 2003 and having Application Number 10/620,300☐ for which an application for a U.S. Patent was executed on _____

hereinafter referred to as "Application".

Whereas, The Chinese University of Hong Kong, a university of Hong Kong, located at Shatin, N.T., Hong Kong

hereinafter referred to as "Assignee", is desirous of acquiring an interest in the invention and Application and in any Patent or Registration which may be granted in the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents do hereby assign to Assignee all right, title and interest in and to the invention and Application and to all non-U.S. counterparts (including patent, utility model and industrial designs), and in and to any Patent or Registration which may hereafter be granted on the same in the U.S. and all countries, regions and jurisdictions throughout the world, and to claim the priority from the Application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as would have been held and enjoyed by Assignors had this assignment not been made, for the full term of any Patent or Registration which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignors further agree that Assignors will, without charge to Assignee but at Assignee's expense, (A) execute, verify, acknowledge and deliver all papers necessary in connection with the prosecution of U.S. Patent applications and non-U.S. counterparts on the invention and any improvements, including any division, continuation in whole or in part, renewal, substitution, conversion, reissue, prolongation or extension thereof, (B) cooperate in all ways with Assignee in connection with such prosecution, including, if any interference is declared, cooperating in obtaining evidence and going forward with such interference, (C) execute separate assignments in connection with such U.S. Patent applications and non-U.S. counterparts as Assignee may deem necessary or expedient, and (D) perform such other acts as Assignee lawfully may request to obtain or maintain Patent or Registration for the invention and improvements in any and all countries, regions and jurisdictions, and to vest title thereto in Assignee, or Assignee's successors and assigns. Assignors further agree that Assignors will not execute any agreement in conflict herewith.

in testimony whereof, each Assignor has signed his/her name on the date indicated.

(1) <u>March 25, 04</u>	<u>Ke-Li WU</u>	<u>Wu Ke-Li</u>
Date	Typed Name	Signature
(2) <u>Mar. 25, 04</u>	<u>Yong HUANG</u>	<u>Huang Yong</u>
Date	Typed Name	Signature

Optionally, this Assignment may be (A) signed before (i) a U.S. Consul if signed outside the U.S. or (ii) a Notary Public if signed within the U.S. or may be (B) witnessed by the following witness(es) whose signatures are below:

Witness 1:	<u>Wangjie</u>	<u>Wangjie</u>
	Typed or Written Name	Signature
Witness 2:	<u>Wangjie</u>	<u>Wangjie</u>
	Typed or Written Name	Signature

COPY

BEST AVAILABLE COPY